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AUG 15 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

WILLIAM D. ROCHE  
DAVID D. WU  
MASSUD AMINPUR  
SCOTT D. LUNING

Group Art Unit: 2822

Examiner: K. Duong

Atty. Dkt. No.: 2000.032200/TT3634

Serial No.: 09/676,197

Filed: September 28, 2000

For: METHOD OF FORMING A GATE  
ELECTRODE ON A SEMICONDUCTOR  
DEVICE AND A DEVICE  
INCORPORATING SAME

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**  
**UNDER 37 CFR 1.181 (a)**

Mail Stop: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as "FIRST CLASS MAIL" addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 20<sup>th</sup> day of May, 2003.

*Kathy Acker*

Signature

This Petition to Withdraw Holding of Abandonment under 37 CFR 1.181 (a) is submitted in response to the Notice of Abandonment dated May 1, 2003. As this paper is filed within two months of the mailing date of being Notice of Abandonment, it is believed that this Petition is timely filed and that no fee is due. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Assistant Commissioner is authorized to deduct said fees from Advanced Micro Devices, Inc. Deposit Account No. 01-0365/TT3634.

In the Notice of Abandonment, the Examiner held that the above-referenced application was abandoned because Applicants failed to timely file new formal drawings as required in the Notice of Allowability. The Examiner alleges that no proposed new formal drawings have been received. Applicants contend that new formal drawings were timely filed with the issue fee on January 17, 2003 and that the above-referenced application is not in fact abandoned. The following evidence is submitted herein in support of this contention:

- (a) a copy of the Issue Fee Transmittal Form mailed on January 17, 2003;
- (b) a copy of the postcard date stamped by the OIPE on January 22, 2003, indicating receipt of the Issue Fee Transmittal Form;
- (c) a copy of the Submission of Formal Drawings Pursuant to Notice of Allowability mailed on January 17, 2003;
- (d) a copy of the postcard date stamped by the OIPE on January 22, 2003, indicating receipt of the Submission of the Formal Drawings.

The Examiner is invited to contact the undersigned at (713) 934-4052 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

Date:

5/20/03

  
Mark W. Sincell, Ph.D.

Reg. No. 52,226

WILLIAMS, MORGAN & AMERSON, P.C.

10333 Richmond Avenue, Suite 1100

Houston, Texas 77042

(713) 934-7000

(713) 934-7011 (facsimile)

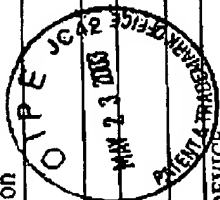
AGENT FOR APPLICANTS

Please indicate receipt of the below-identified paper:

<input type="checkbox"/> New Application For:		Priority Date:
<input type="checkbox"/> Foreign priority already claimed	<input type="checkbox"/> Nonpublication Request	<b>ORIGINAL</b>
<input type="checkbox"/> Continuation	<input type="checkbox"/> Divisional	
<input type="checkbox"/> Specification:	<input type="checkbox"/> Drawings:	
<input type="checkbox"/> Response to Office Action Dated:	<input type="checkbox"/> Final Rejection	
<input checked="" type="checkbox"/> Other: Petition to Withdraw Holding of Abandonment under 37 CFR 1.18(a), Patent Postcard		
<input type="checkbox"/> Assignment Enclosed	<input checked="" type="checkbox"/> Cert. of Timely Mailing	<input type="checkbox"/> Exp. Mail:

**IDENTIFICATION OF APPLICATION**

Serial No.:	09/676,197
Title:	METHOD OF FORMING A GATE ELECTRODE ON A SEMICONDUCTOR DEVICE AND A DEVICE INCORPORATING SAME
Applicant:	William D. Roche et al.
Client:	Advanced Micro Devices, Inc.
Mailed:	05/20/2003
Filed:	09/28/2000
Att'y/Agent:	JMA/MWS
File No.:	2000.032200/TT3634
Due Date:	06/01/2003



Please indicate receipt of the below-identified paper:

<input type="checkbox"/> New Application For:	Priority Date:
<input type="checkbox"/> Foreign priority already claimed	<input type="checkbox"/> Nonpublication Request
<input type="checkbox"/> Continuation	<input checked="" type="checkbox"/> <b>ORIGINAL</b>
<input type="checkbox"/> Specification: Pages	<input checked="" type="checkbox"/> Drawings: 6 Sheets
<input type="checkbox"/> Response to Office Action Date: 09/28/2000	<input type="checkbox"/> Final Rejection
<input checked="" type="checkbox"/> Other: Issue Fee Transmittal and Patent Postcard	
<input type="checkbox"/> Assignment Enclosed	<input checked="" type="checkbox"/> Cert. of Timely Mailing
	<input type="checkbox"/> Exp. Mail:

**IDENTIFICATION OF APPLICATION**

Serial No.: 09/676,197	
Title: METHOD OF FORMING A GATE ELECTRODE ON A SEMICONDUCTOR DEVICE AND A DEVICE INCORPORATING SAME	
Applicant: William R. Roche	Attorney: JMA/MWS
Client: Advanced Micro Devices, Inc.	File No.: 2000.032200/TT3634
Mailed: 01/17/03	Filed: 09/28/2000
	Due Date: 03/03/2003

## PART B - FEE(S) TRANSMITTAL

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AUG 15 2005

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE  
Commissioner for Patents  
Washington, D.C. 20231  
**Fax** (703)746-4000

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEB ADDRESS" for maintenance fee notifications.

**CURRENT CORRESPONDENCE ADDRESS** (Note: Legibly mark up with any corrections or use Block 1)

023720 7990 12/03/2002

**WILLIAMS, MORGAN & AMERSON, P.C.**  
10333 RICHMOND, SUITE 1100  
HOUSTON, TX 77042

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

**Kathryn Danas** (Depositor's name)  
*Kathryn Danas* (Signature)  
January 17, 2003 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/676,197	09/28/2000	William R. Rocha	2000.032200	9021

**TITLE OF INVENTION:** METHOD OF FORMING A GATE ELECTRODE ON A SEMICONDUCTOR DEVICE AND A DEVICE INCORPORATING SAME

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1280	\$0	\$1280	03/03/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
DUONG, KHANH B	2822	438-585000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

**Williams, Morgan &**

**Amerson**

2 \_\_\_\_\_

3 \_\_\_\_\_

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

**Advanced Micro Devices, Inc.**

**Austin, Texas**

Please check the appropriate assignee category or categories (will not be printed on this patent)

☐ individual ☐ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☐ Publication Fee

☒ Advance Order - # of Copies 3

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 01-0365-0360 (lose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

(Date)

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

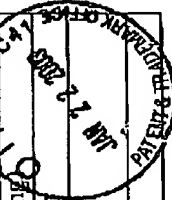
PTOL-85 (REV 04-02) Approved for use through 01/31/2004. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<input type="checkbox"/> New Application For:	/	Priority Date:
<input type="checkbox"/> Foreign priority already claimed	<input type="checkbox"/> Nonpublication Request	
<input type="checkbox"/> Continuation	<input type="checkbox"/> CIP	
<input type="checkbox"/> Specification:	Pages	
<input type="checkbox"/> Response to Office Action Dated:	<input checked="" type="checkbox"/> Drawings: Fig 6 (corrected drawing)	
<input checked="" type="checkbox"/> Other: Submission of Formal Drawings and Patent Postcard	<input type="checkbox"/> Final Rejection	
<input type="checkbox"/> Assignment Enclosed	<input checked="" type="checkbox"/> Cert. of Timely Mailing	<input type="checkbox"/> Exp. Mail:

**ORIGINAL**



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Serial No.:	09/676,197
Title:	METHOD OF FORMING A GATE ELECTRODE ON A SEMICONDUCTOR DEVICE AND A DEVICE INCORPORATING SAME
Applicant:	William R. Roche
Client:	Advanced Micro Devices, Inc.
Mailed:	01/17/03
Filed:	09/28/2000
Attorney:	JMA/MWS
File No.:	2000.032200/TT3634
Date:	03/03/2003



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CERTIFICATE OF MAILING  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

01/17/03  
DateKathy Alano  
Signature

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Roche et al.

Batch No.: Unknown

Serial No.: 09/676,197

Filed: 9/28/2000

For: METHOD OF FORMING A GATE  
ELECTRODE ON A SEMICONDUCTOR  
DEVICE AND A DEVICE  
INCORPORATING SAME

Group Art Unit: 2822

Examiner: DUONG, Khanh B.

Atty. Dkt. No.: 2000.032200/TT3634

**SUBMISSION OF FORMAL DRAWINGS**  
**PURSUANT TO NOTICE OF ALLOWABILITY MAILED DECEMBER 3, 2002**

**ATTN OFFICIAL DRAFTSMAN**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants hereby submit the formal drawings for the above-referenced application

Figure 6 and request that this corrected drawing be accepted for filing.



23720

PATENT TRADEMARK OFFICE

WILLIAMS, MORGAN & AMERSON  
10333 Richmond Dr., Suite 1100  
Houston, Texas 77042  
(713) 934-7000

Date: January 17, 2003

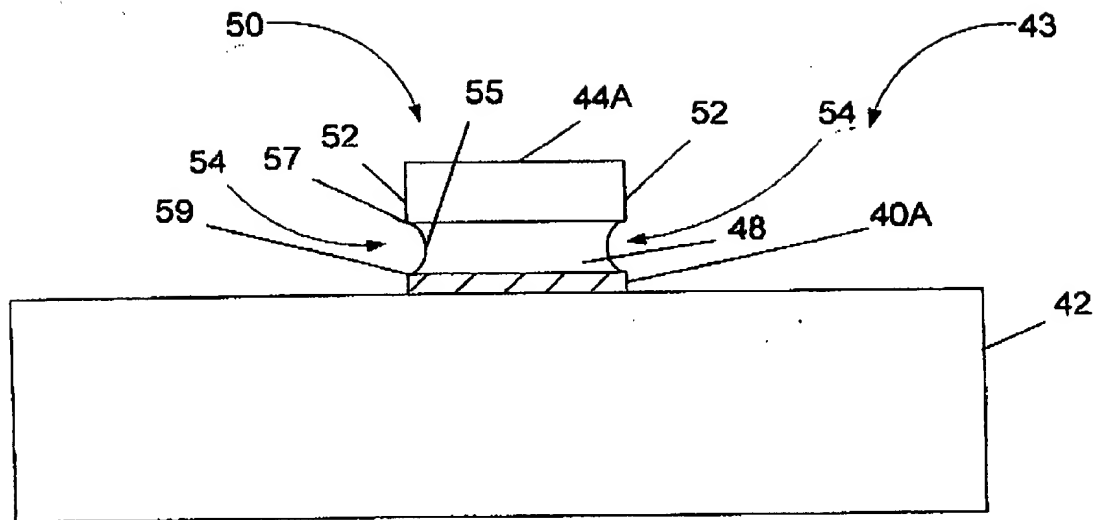
Respectfully submitted,

Mark W. Sincell  
Reg. No. 52026

Agent for Applicant



4 / 4

**Figure 6**

Please indicate receipt of the below-identified paper:

<input type="checkbox"/> New Application For:	Priority Date:
<input type="checkbox"/> Foreign priority already claimed	<input type="checkbox"/> Nonpublication Request
<input type="checkbox"/> Continuation <input type="checkbox"/> CIP	<input type="checkbox"/> Divisional
<input type="checkbox"/> Specification: Pages	<input type="checkbox"/> Drawings: Sheets
<input type="checkbox"/> Response to Office Action Dated:	<input type="checkbox"/> Final Rejection
<input checked="" type="checkbox"/> Other: Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a); Patent Postcard	
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File No.: 2000.032200/TT3634
Due Date: 06/01/2003

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## WILLIAMS, MORGAN &amp; AMERSON, P.C

10333 Richmond Drive, Suite 1100, Houston, Texas 77042

phone: 713-934-7000 fax: 713-934-7011

## FACSIMILE TRANSMITTAL SHEET

Attn: Janice Tippet

DATE: AUGUST 15, 2005

TO: COMMISSIONER FOR PATENTS TOTAL NO. OF PAGES INCLUDING COVER: 11

FAX: 571.273.8300 PHONE:

FROM: KATHRYN DANAS

RE: PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181 (A) FILE: 2000.032200 / TT3634

☐ URGENT ☐ FOR REVIEW ☐ PLEASE YOUR FILE ☐ PLEASE REPLY ☐ PLEASE HANDLEORIGINAL: ☐ WILL FOLLOW ☒ WILL NOT FOLLOW

## NOTES/COMMENTS:

This is a followup as relates to my discussion with Ms. Janice Tippet's of the OFFICE OF INITIAL PATENT EXAMINATION. Ms. Tippet informs us that USPTO records do not reflect our filing of a Petition to Withdraw Abandonment. Therefore as per Ms. Tippet's instructions, I am resubmitting our Petition to Withdraw Holding of Abandonment under 37 CFR 1.181 (a) filed back on May 20, 2003 as well as a copy of the postcard evidencing USPTO receipt of said Petition dated noted May 23, 2003.

If you have any questions, please feel free to contact this office.

MARK W. SINCELL | Patent Agent  
Williams, Morgan & Amerson, P.C.  
10333 Richmond | Suite 1100 | Houston, TX 77042  
Voice: 713-934-4052 | Fax: 713-934-7011

## CONFIDENTIALITY NOTE

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